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TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine, Department of Agriculture

[Rev. B. E. P. Q. 464]

PART 319—FOREIGN QUARANTINE NOTICES

IMPORTATION OF VINIFERA GRAPES AND CERTAIN OTHER DECIDUOUS FRUITS SUBJECT TO IN-TRANSIT STERILIZATION AUTHORIZED

On October 16, 1947, notice of proposed rule making was published in the FEDERAL REGISTER (12 F. R. 6785) regarding the proposed amendment of the in-transit sterilization requirements for grapes of the Vinifera type and certain other fruits, as provided in administrative instructions supplemental to the Fruit and Vegetable Quarantine No. 56 (7 CFR 319.56-2e; B. E. P. Q. 464, September 15, 1937). After consideration of all relevant matter presented, including the proposals set forth in the aforesaid notice, and pursuant to the authority contained in the Plant Quarantine Act (37 Stat. 316, 7 U. S. C. 159) the administrative instructions in § 319.56-2e are hereby amended to read as follows:

§ 319.56-2e *Administrative instructions; importation of Vinifera grapes and certain other deciduous fruits subject to in-transit sterilization authorized.* It has been determined that the refrigeration treatment prescribed in 7 CFR 319.56-2d (B. E. P. Q. 463) as a condition for the entry of Vinifera grapes from regions in which the Mediterranean fruit fly occurs, can be completed while the fruit is in transit on ships equipped with adequate refrigeration facilities, provided the grapes have been cooled to the proper temperature before loading in refrigerated holds in the carrying vessels. It has also been determined that certain other deciduous fruits can be similarly treated.

The treatment prescribed in 7 CFR 319.56-2d (B. E. P. Q. 463) requires the cooling of the grapes until the approximate center of the fruit in the package reaches a temperature of 34° F. and holding it at or below that temperature for a period of 12 days. It has further been determined that cooling of grapes and certain other deciduous fruits until the approximate center of the fruit in the package reaches a temperature of 36° F.

and holding it at or below that temperature for a period of 16 days is also a sufficient sterilization.

On the basis of the above determinations and under the authority of the regulation in 7 CFR Cum. Supp. § 319.56-2 (Regulation 2 of the rules and regulations supplemental to Notice of Quarantine No. 56), grapes of the Vinifera type, and such other deciduous fruits as may be approved in the permit, which are prohibited entry in the fresh state because of the Mediterranean fruit fly, may be entered under the following conditions:

(a) Before being loaded they shall be cooled to a temperature of 32° F. under the supervision of an official designated by the Secretary of Agriculture, or one holding a comparable position, in the country concerned, in a plant approved for the purpose by the Bureau of Entomology and Plant Quarantine of the United States Department of Agriculture.

(b) The temperature of the grapes or other deciduous fruits shall in no case rise above 33° F. between the time they are taken from the precooling plant and the required refrigeration treatment is begun on the carrying vessel.

(c) The grapes or other deciduous fruits shall be held at a temperature of 34° F. or below for a period of 12 days, or at a temperature of 36° F. or below for a period of 16 days. Such treatment shall be applied only in vessels which have been approved by the Bureau of Entomology and Plant Quarantine of the United States Department of Agriculture, and in particular holds or compartments designated by that Bureau for this purpose. Treatments must be completed in the holds or compartments in which they are begun.

(d) Each container of grapes or other deciduous fruits to be imported into the United States under the provisions of this section shall be marked by an appropriate label, or stencil, or stamp impression, which will enable identification at all times.

(e) A certificate shall be issued in triplicate by an official designated by the Secretary of Agriculture or one holding a comparable position, in the country concerned, indicating compliance with the provisions of paragraphs (a) and (b) of this section. In addition this certificate shall give the identifying marks pre-

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scribed in paragraph (d) of this section. The signatures and official position of those designated to sign this certificate shall be submitted to the Bureau of Entomology and Plant Quarantine of the United States Department of Agriculture in quadruplicate.

(f) The original and one copy of the certificate required in paragraph (e) of this section shall be verified by the American Consul at the port of export and shall accompany the shipment and be surrendered to the inspector of the Bureau of Entomology and Plant Quarantine of the United States Department of Agriculture at the port of entry. The third copy will be retained by the consular office verifying the certification.

(g) When requested, applicants for permits to import Vinifera grapes and certain other deciduous fruits under the provisions of this section shall furnish or arrange to have furnished, blue prints, plans, specifications, or such other information as may be deemed necessary for considering precooling plants or carrying vessels, for approval by the Bureau of Entomology and Plant Quarantine of the United States Department of Agriculture.

(h) When requested, provisions shall be made to authorize representatives of the Bureau of Entomology and Plant Quarantine of the United States Department of Agriculture, to inspect and carry on such tests as may be deemed necessary in or on precooling plants and carrying vessels for which approval has been requested under the provisions of this section.

(i) No permits will be issued for the importation of Vinifera grapes or other deciduous fruits under the provisions of this section until the precooling plant at the port of loading and the hold, holds, or compartments of the carrying vessels in which the prescribed in-transit treatment is to be given have been approved by the Bureau of Entomology and Plant Quarantine of the United States Department of Agriculture.

(j) Carrying vessels must be equipped with approved temperature-recording instruments located, installed, operated, and maintained in a manner to be prescribed by the Bureau of Entomology and Plant Quarantine of the United States Department of Agriculture, for each vessel.

(k) Not more than 3 days prior to the lading of grapes or other deciduous fruits to be given in-transit sterilization as provided in this section, the temperature-recording instruments of the hold, holds, or compartments approved for the purpose shall be tested for accuracy by an official designated by the Secretary of Agriculture, or one holding a comparable position, in the exporting country, and the thermograph record shall bear an endorsement of said official in form approximately as follows:

Port of export _____
Date _____
The instruments installed for recording temperature within compartment _____ of the S. S. or M. S. _____ which compartment is loaded with _____ covered by precooling certificate No. _____ of the _____
(Name of certifying Government agency)

were tested by me at the place and on the date above indicated, and were accurate to within ____ F.

(If no adjustments were necessary, add a statement to that effect. If adjustments were made, add a statement indicating their character.)

Signature _____
(Title of Certifying Officer)

(l) For entry under the provisions of this section, there shall be surrendered to the inspector of the Bureau of Entomology and Plant Quarantine of the United States Department of Agriculture at the port of transshipment or at the port of entry, the original thermograph record showing the temperatures maintained in the holds or compartments in which the fruit concerned was sterilized. When necessary, additional photostatic copies of such records shall be provided at the expense of the permittee.

(m) Vinifera grapes or other deciduous fruits to be imported into the United States under the provisions of this section shall not be unloaded from the carrying vessel until evidence satisfactory to the inspector of the Bureau of Entomology and Plant Quarantine of the United States Department of Agriculture has been furnished showing that the grapes or other deciduous fruits have received the refrigeration treatment prescribed in this section.

(n) Whenever grapes or other deciduous fruits are offered for entry under the provisions of this section and it cannot be established to the satisfaction of the inspector of the Bureau of Entomology and Plant Quarantine of the United States Department of Agriculture that they have received the required refrigeration treatment, they shall either remain on the vessel under safeguards prescribed by the inspector of the Bureau of Entomology and Plant Quarantine and under seal of the Bureau of Entomology and Plant Quarantine, or they shall be transported beyond the territorial limits of the United States under such safeguards as shall be prescribed by the inspector.

(o) Vinifera grapes or other deciduous fruits may be imported under the provisions of this section throughout the year and no restrictions are placed on the character of containers in which they shall be packed.

(p) In authorizing the entry of Vinifera grapes and certain other deciduous fruits into the United States in accordance with the provisions of this section, it should be emphasized that inexactness and carelessness in applying the treatment may result in injury to the fruit or its rejection. The treatment required for the entry of fruit under the provisions of this section represents a requirement considered necessary for the elimination of pest risk and no liability shall attach to the United States Department of Agriculture or to any officer or representative of that Department in the event of injury resulting to fruit offered for entry under the provisions of this section.

Inasmuch as this revision is a relieving of restriction, good cause is found for making the effective date hereof less than 30 days after its publication in the FED-

ERAL REGISTER. (Sec. 5, 37 Stat. 316; 7 U. S. C. 159; 7 CFR § 319.56-2)

This revision shall be effective on December 31, 1947, and shall then supersede B. E. P. Q. 464 (7 CFR § 319.56-2e), effective September 15, 1937.

Effective: December 15, 1947.

Done at Washington, D. C., this 24th day of November 1947.

[SEAL] P. N. ARMAND,
Chief, Bureau of Entomology
and Plant Quarantine.

[P. R. Dec. 47-11348; Filed, Dec. 24, 1947;
9:00 a. m.]

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 966—ORANGES GROWN IN CALIFORNIA AND ARIZONA

DETERMINATION RELATIVE TO BUDGET OF EXPENSES AND FIXING OF RATE OF ASSESSMENT FOR 1947-48 FISCAL YEAR

On November 29, 1947, notice of proposed rule making was published in the FEDERAL REGISTER (12 F. R. 8002) regarding the budget of expenses and the fixing of the rate of assessment for the 1947-48 fiscal year under Order No. 66 (7 CFR, Cum Supp., 966.1 et seq.) regulating the handling of oranges grown in the State of California or in the State of Arizona. This regulatory program is effective pursuant to the Agricultural Marketing Agreement Act of 1937, as amended. After consideration of all relevant matters presented, including the proposals set forth in the aforesaid notice, which were submitted by the Orange Administrative Committee (established pursuant to said order) it is hereby found and determined that:

§ 966.202 *Budget of expenses and rate of assessment for the 1947-48 fiscal year.* (a) The expenses necessary to be incurred by the Orange Administrative Committee, established pursuant to the provisions of the aforesaid order, for the maintenance and functioning, during the fiscal year beginning on November 1, 1947, and ending on October 31, 1948, both dates inclusive, of such committee will amount to \$219,912.00, and the rate of assessment to be paid, in accordance with the aforesaid order, by each handler who first handles oranges shall be seven mills (\$.0007) per packed box of oranges, or an equivalent quantity of oranges, handled by him as the first handler thereof during said fiscal year; and such rate of assessment is hereby approved as each such handler's pro rata share of the aforesaid expenses.

(b) The provisions hereof shall become effective at 12:01 a. m., P. s. t., January 26, 1948.

(c) As used in this section, the terms "box," "handles," "handled," "handler," "fiscal year," and "oranges" shall have the same meaning as is given to each such term in said order. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq., 7 CFR, Cum. Supp., 966.1 et seq.)

Done at Washington, D. C., this 22d day of December 1947.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[P. R. Dec. 47-11347; Filed, Dec. 24, 1947;
9:09 a. m.]

TITLE 10—ARMY

Chapter V—Military Reservations and National Cemeteries

PART 505—MOTION PICTURE SERVICE

ADMISSION CHARGE

Rescind §505.8 (12 F. R. 1046) and substitute the following therefor:

§ 505.8 *Admission charge.* Effective 1 January 1948, the charge for admission will be 20 cents for adults and 15 cents for children under 12 years of age. Children 12 years and over will be charged the adult admission rate. These admission rates are exclusive of admission tax. If considered advisable by the commanding officer, and the seating capacity of the theater permits, children under 6 years of age may be admitted free of charge. (Par. 11, AR 210-390, Dec. 6, 1946, as amended by C 3, Dec. 2, 1947) (R. S. 161, 5 U. S. C. 22)

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[P. R. Dec. 47-11323; Filed, Dec. 24, 1947;
8:55 a. m.]

Chapter VII—Personnel

PART 709—PRESCRIBED SERVICE UNIFORM

MISCELLANEOUS AMENDMENTS

1. Subdivision (vi) is added to § 709.2 (a) (1), as follows:

§ 709.2 *Adopted standards of cloths.*

(a) *For officers, warrant officers and flight officers.*

(1) *For winter uniform.* * * *
(vi) *Jacket, wool.* Of adopted standard cloth, wool serge, 18-22 ounces, olive-drab shade No. 33 for enlisted men and officers.

2. Rescind § 709.12 (b) (3)

3. Section 709.13a is redesignated § 709.13b, and a new § 709.13a is added as follows:

§ 709.13a *Jacket, wool.*—(a) *General description.* A single breasted, fly-front jacket, with lapel and convertible collar; lined with matching color. To fit easy over the chest and shoulders with sufficient fullness, and to be fitted at the waist to conform to the figure. The back to be plain, seamed in the middle. Buttoned down the front with five buttons. The crossing of the lapels will be approximately 1¾ inches above the top button, the left lapel to be equipped on underside with a tab having a buttonhole for closure with a button placed on right side on body of jacket under lapel. A waist band of 2¾ inches in length with rounded end with appropriate closure, and with side buckle strap adjustments

using 1 inch double bar bronze-finish buckles. All buttons on jacket to be four-hole 34 ligne composition of a color closely approximating that of the jacket.

(b) *Collar and lapel.* The collar to be approximately 16 inches for a 36-inch chest (relative measurements) and to be measured along underside of collar from notch to notch and approximately 2 inches in width at the back seam and 4 inches at junction with the lapel. The opening notch between collar and lapel to be approximately $2\frac{1}{4}$ inches in depth, separated approximately $\frac{1}{8}$ inch on the end.

(c) *Pockets.* Two upper box-pleated patch pockets covered with shaped flaps with concealed buttonhole tabs with button closure. Upper lines of pockets to be horizontal. Two inside hanging pockets.

(d) *Shoulder loops.* On each shoulder a loop of same material as the jacket let in at the sleeve head seam and reaching to approximately 2 inches beneath the collar, buttoning at upper end beneath the collar. Loops to be about $2\frac{1}{2}$ inches in width at lower end and $1\frac{1}{2}$ inches in width at collar edge, and cross stitched down to shoulder for a distance of about 2 inches from lower end.

(e) *Sleeves.* Two piece sleeve with arm hole gusset, finished with a banded cuff approximately $2\frac{1}{2}$ inches in width with vertical opening approximately $6\frac{1}{2}$ inches in length and with a mitered end extension approximately 1 inch in length and equipped with two buttons approximately 2 inches apart for cuff adjustment.

§ 709.13b *Muffler.* * * *

4. Section 709.26 is rescinded and a new § 709.26 is added as follows—

§ 709.26 *Aiguillette*—(a) *Service* Braided gold cord $\frac{3}{16}$ inch in diameter, $30\frac{1}{2}$ inches in length in one piece, each end equipped with a hook, one end equipped with an eye. Front part $8\frac{1}{4}$ inches in length, consisting of $1\frac{1}{2}$ inches of cord equipped with a hook, a knot $1\frac{3}{4}$ inches in length, a cord 2 inches in length, and a ferret 3 inches.

(b) *Dress.* Front consists of the service aiguillette, omitting front part of service aiguillette and substituting a front part 25 inches in length, with 15 inches of braiding, 2 inches from braiding to button loop and knot, knot $1\frac{3}{4}$ inches in length, cord $3\frac{1}{4}$ inches, and ferret 3 inches. Braided end equipped with a hook. Back consists of a braided gold cord $\frac{3}{16}$ inch in diameter, $30\frac{1}{2}$ inches in length, with an additional part 34 inches in length consisting of 24 inches of braiding, 2 inches from braiding to button loop and knot, knot $1\frac{3}{4}$ inches in length, cord $3\frac{1}{4}$ inches, and ferret 3 inches, fastened to a triangular piece of brass having a hook on the inside, this hook to attach to a small strip of brass which slips under the shoulder loop, shoulder strap, or shoulder knot. The brass strip for shoulder strap curved to conform to contour of shoulder $\frac{5}{8}$ inch in width and $3\frac{1}{8}$ inches in length, with a rectangular opening at each end $\frac{3}{8}$ inch in length. The brass strip for shoulder knot to be $\frac{5}{8}$ inch in width and $3\frac{3}{8}$ inches in length with an extra piece fastened thereto to form a standing loop 1 inch in length to permit the flexible backing of

the shoulder knot to pass through. The brass strip for shoulder loop of white dress coat to be the same as that used for shoulder knot, without the standing loop.

5. A new § 709.29 is added as follows:

§ 709.29 *Insignia, distinctive.* Of metal as per pattern approved by Department of the Army.

6. In § 709.30, the heading and first sentence of paragraph (k) are superseded by the following:

§ 709.30 *Brassards.* * * *

(k) *Brassards indicating grade.* Trainees or candidates acting as officers and noncommissioned officers at all schools and training centers. * * *

[AR 600-35, Mar. 31, 1944, as amended by C 9, Nov. 24, 1947] (R. S. 1296; 10 U. S. C. 1391)

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 47-11330; Filed, Dec. 24, 1947; 8:56 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

[Dept. Reg. OR 12]

PART I—FUNCTIONS AND ORGANIZATION

LEGAL ADVISER

Under authority contained in R. S. 161 (5 U. S. C. 22) and pursuant to section 3 of the Administrative Procedure Act of 1946 (60 Stat. 238) Part 1, § 1.1900, (12 F. R. 5303) of the Code of Federal Regulations is hereby amended to read as follows:

§ 1.1900 *Legal Adviser*—(a) *Purpose.* To serve as Legal Adviser to the Secretary, and to provide counsel for all matters of a legal character concerning the Department and the Foreign Service.

(b) *Major functions.* The Legal Adviser, having equal rank in all respects with the Assistant Secretaries, plans and coordinates the legal work of the Department, which involves direction of legal activities with respect to political and economic affairs; administration of the Department and the Foreign Service; participation in international conferences and organizations; problems connected with occupied areas, international claims, information and cultural relations, Congressional relations, pending and approved legislation, executive agreements, international law, treaty matters, and Departmental and inter-departmental committees; and provides representation to the Secretary's Staff Committee.

(c) *Organization.* The office of the Legal Adviser consists of the offices of the Executive Assistant; Special Assistants for Atomic Energy and German-Austrian Affairs; Assistant Legal Advisers for Political Affairs, International Organization Affairs, International Claims, Economic Affairs, Administration and Foreign Service, Military Affairs and Occupied Areas; Public Affairs; and Special Problems; and the Assistant for Treaty Affairs.

(1) *Special Assistants for Atomic Energy and German-Austrian Affairs.*

(i) Assist in the solution of legal problems relating to atomic energy, including the participation of the United States in the Atomic Energy Commission of the United Nations and in the establishment of an international agency for the control and development of atomic energy.

(ii) Handle specialized legal problems involving military-government laws and policy with respect to Germany and Austria.

(2) *Assistant Legal Adviser for Political Affairs.* (i) Provides legal services for the geographic offices and divisions, including the drafting or approving of instructions to United States diplomatic missions and consulates and of communications to foreign missions in Washington whenever such instructions relate to a function of the political divisions and present a problem of legal character.

(ii) Handles questions relating to diplomatic protection of American nations and their property interests in foreign countries.

(iii) Drafts and advises on treaties and other agreements with foreign governments in the general political field, including treaties of peace and agreements subsidiary thereto.

(3) *Assistant Legal Adviser for International Organization Affairs.* (i) Renders legal services in connection with participation of the United States in international organizations, particularly the United Nations and its principal organs—the Security Council, General Assembly, Economic and Social Council, Trusteeship Council, and International Court of Justice.

(ii) Handles legal problems relating to the specialized agencies of the United Nations.

(4) *Assistant Legal Adviser for International Claims.* (i) Provides legal services on all international claims, including legal questions arising as a consequence of war losses and of post-war programs of nationalization and agrarian-reform programs of foreign countries.

(ii) Assists in the settlement of pre-war claims against a number of countries.

(5) *Assistant Legal Adviser for Economic Affairs.* (i) Provides legal services for the Under Secretary for Economic Affairs, for the Assistant Secretary—Economic Affairs, and for the Offices under the direction of the Assistant Secretary—Economic Affairs other than the Office of the Foreign Liquidation Commissioner and for economic matters otherwise arising in the Department.

(ii) Provides legal services on problems relating to financial matters, including loans made by the United States, investments of American industries abroad, cartels and combines, industrial and literary property, commercial treaties and trade agreements, and transportation.

(iii) Provides legal services in connection with aviation, shipping and seamen, telecommunications, health and welfare activities, labor problems, and natural resources, including fisheries.

(6) *Assistant Legal Adviser for Administration and Foreign Service.* (i)

Provides legal assistance to the Assistant Secretary—Administration and for the Offices under his direction in all matters relating to the administration of the Department and the Foreign Service, including personnel, budget, expenditure of funds, and appropriation language.

(ii) Prepares, revises, or reviews legislation, Foreign Service regulations, and Executive orders before clearances with the Bureau of the Budget.

(iii) Supervises the legal aspects of the Foreign Service building program, and passes upon the validity of real-property transactions.

(iv) Handles Foreign Service legal problems relating to estates and notarial functions.

(v) Provides instruction on problems of law affecting the Foreign Service, such as diplomatic privileges and immunities.

(7) *Assistant Legal Adviser for Military Affairs and Occupied Areas.* (i) Provides legal services for the Assistant Secretary—Occupied Areas, including those relating to the administration of the Selective Service Act in its effect on foreign relations, to war crimes, and to Hague, Geneva, or similar conventions as may be given consideration.

(ii) Handles legal problems concerning military and naval bases and jurisdiction over members of the armed forces in foreign countries.

(iii) Works closely with other interested divisions of the Department on the legal problems of occupied areas and related problems arising directly out of the war, such as reparations, repatriation of refugees, and the taking over of Axis assets abroad, including diplomatic and consular properties.

(8) *Assistant Legal Adviser for Public Affairs.* (i) Provides, for the Assistant Secretary—Public Affairs and the offices under his direction, legal services relating to contracts, supplementary agreements and modifications connected with the information and cultural-relations program.

(ii) Handles legal matters connected with the administration of the act of May 23, 1938 relating to the detail of specially qualified employees to foreign governments.

(iv) Provides legal counsel in connection with the radio foundation and motion-picture activities.

(9) *Assistant Legal Adviser for Special Problems.* (i) Handles legal problems in particular fields which call for specialization of an intensive character and which cut across other fields, such as immigration and nationality, sovereign immunity, extradition, and court procedure generally.

(ii) Discharges the Department's responsibilities in connection with Presidential elections and amendments and proposed amendments to the Constitution.

(10) *Assistant for Treaty Affairs.* (i) Collects, compiles, and maintains information pertaining to treaties and other international agreements.

(ii) Performs research and furnishes information and advice with respect to the provisions of such existing or proposed instruments.

(iii) Handles procedural matters on treaties, including the preparation of full

powers, ratifications, proclamations, and protocols.

(iv) Handles matters related to the signing, ratification, proclamation, and registration of treaties and other international agreements.

(v) Signs for and in the name of the Secretary of State, and causes the seal of the Department to be affixed to, certifications regarding treaties and other international agreements for registration or filing with the Secretariat of the United Nations.

(vi) Provides custody of the original texts of treaties and other international agreements.

(vii) Prepares reports and messages for submission of treaties to the Senate.

(viii) In collaboration with other offices concerned, provides current and long-range planning on all treaty matters.

(d) *Relationships with other agencies.* Liaison is maintained with the legal counterparts in other Federal agencies on problems of related or mutual interest affecting the legal aspects of the foreign policy of the United States. (R. S. 161, sec. 3, 60 Stat. 238; 5 U. S. C. and Sup. 22, 1002)

This regulation will be effective on the date of publication in the FEDERAL REGISTER.

Approved: December 19, 1947.

For the Secretary of State.

[SEAL] STANLEY T. ONEAR,
Chief,
Division of Organization and Budget.

[F. R. Doc. 47-11332; Filed, Dec. 24, 1947; 8:45 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 6—PROVISIONS APPLICABLE TO THE SEVERAL CLASSES OF MAIL

INFLAMMABLE LIQUIDS PROHIBITED IN MAILS; PHOTOFLASH LAMPS PROHIBITED IN AIR MAIL SERVICE

Effective at once § 6.13, as amended (39 CFR 1946 Supp., 6.13), is further amended as follows:

1. Paragraph (b) (6) is amended and paragraph (f) is added, to read as follows:

§ 6.13 *Poisons, explosives, liquids, medicines, motion picture films,* . . .

(b) . . .
(6) (i) Inflammable liquids having a flash point of 80° F. or lower; inflammable solids which are liable, under conditions incident to transportation, to cause fires through friction, through absorption of moisture, or through spontaneous chemical changes; oxidizing materials such as chlorates, permanganates, peroxides, or nitrates, which yield oxygen readily to stimulate the combustion of organic matter; poisonous articles or substances; are prohibited in the overseas mails.

(ii) Combustible liquids having a flash point of 150° or lower, but above 80° F., shall be accepted for transmission in the overseas mails when in quantities not exceeding one quart. However, paint, enamel, lacquer, stain, shellac,

varnish, aluminum, bronze, gold, wood filler liquid and lacquer base liquid, and thinning, reducing and removing compounds, and driers liquid therefor, shall be accepted for transmission in the overseas mails when the quantity is less than one gallon. (See paragraph (d) (4) of § 6.15 (1946 Supp.).)

(f) Photoflash lamps or bulbs, with the exception of the primer type (S2D) are prohibited in the air mail service.

(Sec. 217, 35 Stat. 1131, 41 Stat. 620, 45 Stat. 1072, 48 Stat. 1063; 18 U. S. C. 349)

Dated: December 16, 1947.

[SEAL] J. M. DONALDSON,
Acting Postmaster General.

[F. R. Doc. 47-11393; Filed, Dec. 24, 1947; 8:52 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 336, Amdt. 12]

PART 95—CAR SERVICE

PERISHABLES; RESTRICTIONS ON RECONSIGNING

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 19th day of December A. D. 1947.

Upon further consideration of Service Order No. 396 (10 F. R. 15003) as amended (11 F. R. 1627, 4038, 9453; 12 F. R. 1235, 2288, 2479, 3673, 4002, 4029) and good cause appearing therefor: It is ordered, that:

Service Order No. 396, *Perishables; restrictions on reconsigning*, (codified as 49 C. F. R. § 95.396), as amended, be, and it is hereby, further amended as follows:

When computing the two-day (48 hour) period provided in paragraph (b) of this section the time from 7:00 a. m., December 24, 1947 to 7:00 a. m., January 5, 1948 shall not be counted, or be included in such period.

It is further ordered, that this amendment shall become effective at 7:00 a. m., December 24, 1947, and it shall apply only on cars to be diverted or reconsigned on or after the effective date hereof.

It is further ordered, that a copy of this order and direction be served upon each State railroad regulatory body, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(Sec. 1, 24 Stat. 379, as amended, 40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 301, 49 U. S. C. 1 (10)-(17))

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 47-11318; Filed, Dec. 24, 1947; 8:46 a. m.]

[Rev. S. O. 798, Amdt. 1]

PART 95—CAR SERVICE

DEMURRAGE CHARGES ON PRIVATELY OWNED TANK CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 19th day of December A. D. 1947.

Upon further consideration of Revised Service Order No. 798, and good cause appearing therefor: It is ordered, that:

Section 95.798 *Demurrage charges on privately owned tank cars* of Revised Service Order No. 798, be, and it is hereby amended by substituting the following Exception 1 in lieu of Exception 1, paragraph (b) thereof:

Exception 1. No provision of this section is applicable to tank cars designated "TP" or "TPI" when loaded with Anhydrous Hydrofluoric Acid, Carbon Dioxide, Chlorine, Ethyl Chloride, Ethylene Oxide, Metallic Sodium, Methyl Chloride, Sulphur Dioxide or Motor Fuel Anti-knock Compound; or designated "TMI" when loaded with liquid rubber latex.

It is further ordered, that this amendment shall become effective at 7:00 a. m., December 20, 1947; that a copy of this order and direction be served upon the State railroad regulatory bodies of each State and upon the Association of American Railroads, Car Service Division, as

agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(Sec. 1, 24 Stat. 379, as amended, 40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 899, 901; 49 U. S. C. 1 (10)-(17))

By the Commission, Division 3.

[SEAL]

W P. BARTEL,
Secretary.

[F. R. Doc. 47-11319; Filed, Dec. 24, 1947;
8:46 a. m.]

[S. O. 778-C]

PART 95—CAR SERVICE

RAILROAD OPERATING REGULATIONS FOR CAR MOVEMENT

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 18th day of November A. D. 1947.

Upon further consideration of Service Order No. 778 (12 F. R. 6811) and Serv-

ice Order No. 778-A (12 F. R. 7142) and Service Order 778-B (12 F. R. 7843) and good cause appearing therefor: It is ordered, that:

Service Order No. 778 *Railroad operating regulations for car movement* be, and it is hereby, further suspended until 12:01 a. m., January 15, 1948.

It is further ordered, that this order shall become effective at 12:01 a. m., December 19, 1947; that a copy of this order and direction be served upon each State railroad regulatory body and upon the Association of the American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(Sec. 1, 24 Stat. 379, as amended, 40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4; 54 Stat. 901, 49 U. S. C. 1 (10)-(17))

By the Commission, Division 3.

[SEAL]

W P. BARTEL,
Secretary.

[F. R. Doc. 47-11320; Filed, Dec. 24, 1947;
8:46 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Misc. 1778188]

IDAHO

NOTICE OF FILING OF PLATS OF SURVEY
ACCEPTED MAY 19, 1945

DECEMBER 18, 1947.

Notice is given that the plats of extension survey of lands hereinafter described will be officially filed in the District Land Office, Blackfoot, Idaho, effective at 10:00 a. m. on February 19, 1948. At that time the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from February 19, 1948, to May 19, 1948, inclusive, the public lands affected by this notice shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. 682a) as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. Sup. 279-283) subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Application by such

veterans shall be subject to claims of the classes described in subdivision (2)

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from January 30, 1948, to February 19, 1948, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on February 19, 1948, shall be treated as simultaneously filed.

(c) *Date for non-preference-right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on May 20, 1948, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference-right filings.* Applications by the general public may be presented during the 20-day period from April 30, 1948, to May 20, 1948, inclusive, and all such applications, together with those presented at 10:00 a. m. on May 20, 1948 shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support there-

of, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Blackfoot, Idaho, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the Acting Manager, District Land Office, Blackfoot, Idaho.

The lands affected by this notice are described as follows:

BOISE MERIDIAN

T. 15 N., R. 21 E.,
Secs. 1, 2 and 3;
Sec. 4, lots 3 and 4, S½NE¼, SE¼;
Sec. 11, N½;
Sec. 12, N½.
T. 16 N., R. 21 E.,
Secs. 34, 35, and 36.

The area described aggregates 4,800.72 acres.

The greater part of these lands is mountainous with level areas along the river courses. There is a scattered stand of cottonwood, juniper, birch and other timber

with an undergrowth of sagebrush, grasses and other native vegetation.

FRED W. JOHNSON,
Director

[F. R. Doc. 47-11309; Filed, Dec. 24, 1947;
8:46 a. m.]

FEDERAL POWER COMMISSION

[Project No. 1250]

CITY OF PASADENA, CALIF.

NOTICE OF ORDER AUTHORIZING AMENDMENT
OF LICENSE (MAJOR)

DECEMBER 19, 1947.

Notice is hereby given that, on December 19, 1947, the Federal Power Commission issued its order entered December 19, 1947, authorizing amendment of License (Major) in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-11302; Filed, Dec. 24, 1947;
8:45 a. m.]

[Project No. 1853]

FIRST IOWA HYDRO-ELECTRIC COOPERATIVE
NOTICE OF OPINION NO. 162 AND ORDER AUTHORIZING
ISSUANCE OF LICENSE (MAJOR)

DECEMBER 22, 1947.

Notice is hereby given that, on December 19, 1947, the Federal Power Commission issued its Opinion No. 162 and order entered December 19, 1947, authorizing issuance of license in the above-designated matter.

[SEAL] J. H. GUTRIE,
Acting Secretary.

[F. R. Doc. 47-11326; Filed, Dec. 24, 1947;
8:55 a. m.]

[Docket No. E-6102]

MOUNTAIN STATES POWER Co.

NOTICE OF ORDER AUTHORIZING ISSUANCE
OF PROMISSORY NOTES

DECEMBER 22, 1947.

Notice is hereby given that, on December 19, 1947, the Federal Power Commission issued its order entered December 19, 1947, authorizing issuance of promissory notes in the above-designated matter.

[SEAL] J. H. GUTRIE,
Acting Secretary.

[F. R. Doc. 47-11327; Filed, Dec. 24, 1947;
8:55 a. m.]

[Docket No. G-403]

OHIO FUEL GAS Co.

NOTICE OF ORDER ALLOWING RATE SCHEDULE
TO TAKE EFFECT

DECEMBER 22, 1947.

Notice is hereby given that, on December 19, 1947, the Federal Power Commission issued its order entered December 18, 1947, allowing the Second Revised Sheet No. 3 to FPC Gas Schedules of the Ohio Fuel Gas Company, providing for a reduction in firm wholesale rates and charges which reflect reduc-

tions commensurate with reduced purchase costs of natural gas from United Fuel Gas Company, as required by the Commission's order of June 11, 1946, in the above-designated matter.

[SEAL] J. H. GUTRIE,
Acting Secretary.

[F. R. Doc. 47-11328; Filed, Dec. 24, 1947;
8:55 a. m.]

FEDERAL TRADE COMMISSION

[Docket No. 5363]

HENRY MODELL AND Co. AND MODELL'S

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the city of Washington, D. C., on the 12th day of December A. D. 1947.

In the matter of Henry Modell, Rose Modell, and William Modell, individually and as copartners, trading and doing business as Henry Modell and Company, and Modell's.

This matter being at issue and ready for the taking of testimony and the receipt of evidence, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That William L. Pack, a Trial Examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law.

It is further ordered, That the taking of testimony and the receipt of evidence begin on Friday, January 23, 1948, at ten o'clock in the forenoon of that day (eastern standard time) in Room 500, 45 Broadway, New York, New York.

Upon completion of the taking of testimony and receipt of evidence in support of the allegations of the complaint, the Trial Examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondents. The Trial Examiner will then close the taking of testimony and evidence and, after all intervening procedure as required by law, will close the case and make and serve on the parties at issue a recommended decision which shall include recommended findings and conclusions, as well as the reasons or basis therefor, upon all the material issues of fact, law, or discretion presented on the record, and an appropriate recommended order; all of which shall become a part of the record in said proceeding.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 47-11311; Filed, Dec. 24, 1947;
8:46 a. m.]

[Docket No. 5477]

MONARCH SALES Co. ET AL.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in

the city of Washington, D. C., on the 18th day of December A. D. 1947.

In the matter of Monarch Sales Company, a corporation, and Ralph E. Stoklin, Ruth M. Stoklin, and Mary Reid, individuals and officers of Monarch Sales Company.

This matter being at issue and ready for the taking of testimony and the receipt of evidence, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Abner E. Lapscomb, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony and the receipt of evidence in this proceeding begin on Friday, January 9, 1948, at eleven o'clock in the forenoon of that day (central standard time) in Room 1103, New Post Office Building, 433 West Van Buren Street, Chicago, Illinois.

Upon completion of the taking of testimony and the receipt of evidence in support of the allegations of the complaint, the Trial Examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondents. The Trial Examiner will then close the taking of testimony and evidence and, after all intervening procedure as required by law, will close the case and make and serve on the parties at issue a recommended decision which shall include recommended findings and conclusions, as well as the reasons or basis therefor, upon all the material issues of fact, law, or discretion presented on the record, and an appropriate recommended order; all of which shall become a part of the record in said proceeding.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 47-11331; Filed, Dec. 24, 1947;
9:09 a. m.]

INTERSTATE COMMERCE COMMISSION

[No. 23335]

OFFICIAL-SOUTHERN DIVISIONS

JOINT RATES BETWEEN OFFICIAL AND SOUTHERN TERRITORIES

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 4th day of December A. D. 1947.

Upon consideration of a petition filed by rail carriers in official territory praying for reopening of No. 24160, In the Matter of Divisions of Joint Interterritorial Rates Between Official and Southern Territories, and further hearing and argument therein:

It is ordered, That a proceeding of inquiry and investigation be, and it is hereby, instituted for the purpose of determining whether the present divisions of joint rates on classes and all commodities between points in official territory and points in southern territory (as both territories are defined in "Class Rate Investigation, 1939," 262,

I. C. C. 447, 457) are unjust, unreasonable, inequitable or unduly preferential or prejudicial as between the carriers parties thereto, and, if so, what will be the just, reasonable, and equitable divisions of the aforesaid joint rates to be received by the several carriers named as respondents in this proceeding as provided in section 15 (6) of the Interstate Commerce Act;

It is further ordered, That the carriers listed in the appendix hereto be, and they are hereby, made respondents in this proceeding;

It is further ordered, That a copy of this order be served on each of said respondents, and at the same time be posted in the office of the Secretary of the Commission at Washington, D. C., and filed with the Director, Division of Federal Register, Washington, D. C.

And it is further ordered, That this proceeding be assigned for hearing at such time and place as may hereafter be designated.

By the Commission.

[SEAL] W P BARTEL,
Secretary.

APPENDIX

The Akron, Canton & Youngstown Railroad Company; The Alabama Great Southern Railroad Company; The Ann Arbor Railroad Company; The Atchison, Topeka and Santa Fe Railway Company; Atlanta and West Point Railroad Company; Atlantic Coast Line Railroad Company; The Baltimore and Ohio Railroad Company; Bangor and Aroostook Railroad Company; Bessemer and Lake Erie Railroad Company; Boston and Maine Railroad; Cambria and Indiana Railroad Company; Canadian National Railways; Canadian Pacific Railway Company; Central of Georgia Railway Company and M. P. Calloway, Trustee; The Central Railroad Company of New Jersey and Walter P. Gardner, Trustee; Central Vermont Railway, Inc.; Charleston & Western Carolina Railway Company; The Chesapeake and Ohio Railway Company; Chicago & Eastern Illinois Railroad Company; Chicago & Illinois Midland Railway Company; Chicago and North Western Railway Company; Chicago, Burlington & Quincy Railroad Company; Chicago, Indianapolis and Louisville Railway Company; Chicago, Milwaukee, St. Paul and Pacific Railroad Company; The Chicago, Rock Island and Pacific Railway Company and Joseph B. Fleming and Aaron Colnon, Trustees; The Cincinnati, New Orleans and Texas Pacific Railway Company; Carolina, Clinchfield and Ohio Railway; Columbus and Greenville Railway Company; The Delaware and Hudson Railroad Corporation; The Delaware, Lackawanna and Western Railroad Company; Detroit and Mackinac Railway Company; The Detroit and Toledo Shore Line Railroad Company; Detroit, Toledo and Ironton Railroad Company; Elgin, Joliet and Eastern Railway Company; Erie Railroad Company; Florida East Coast Railway Company and Scott M. Loftin and John W. Martin, Trustees; Grand Trunk Western Railroad Company; Georgia Railroad, Atlantic Coast Line Railroad Company and Louisville and Nashville Railroad Company, Lessees; Georgia & Florida Railroad and W. V. Griffin, H. W. Purvis, and Victor Markwalter, Receivers; Georgia Southern and Florida Railway Company; Gulf, Mobile and Ohio Railroad Company; Illinois Terminal Railroad Company; Illinois Central Railroad Company; The Lehigh and Hudson River Railway Company; Lehigh and New England Railroad Company; Lehigh Valley Railroad Company; The Long Island Railroad Company; Louisville and Nashville Railroad Company; Maine Central Railroad

(Company; The Minneapolis & St. Louis Railway Company; Mississippi Central Railroad Company; Missouri-Illinois Railroad Company; Missouri Pacific Railroad Company and G. A. Thompson, Trustee; The Monongahela Railway Company; Montour Railroad Company; The Nashville, Chattanooga & St. Louis Railway; New Orleans and Northeastern Railroad Company; The New York Central Railroad Company; The New York, Chicago and St. Louis Railroad Company; The New York Connecting Railroad Company; The New York, New Haven and Hartford Railroad Company and Howard S. Palmer, James Lee Loomis, and Henry B. Sawyer, Trustees; New York, Ontario and Western Railway Company and Raymond L. Gebhardt and Ferdinand J. Sieghardt, Trustees; New York, Susquehanna and Western Railroad Company and Henry K. Norton, Trustee; Norfolk and Western Railway Company; Norfolk Southern Railway Company; The Pennsylvania Railroad Company; Pennsylvania-Reading Seashore Lines; The Pittsburgh and Lake Erie Railroad Company; The Pittsburgh & West Virginia Railway Company; The Pittsburgh & Shawmut Railroad Company; Reading Company; Richmond, Fredericksburg and Potomac Railroad Company; Rutland Railroad Company and William E. Navin and Albert A. Cree, Trustees; St. Louis-San Francisco Railway Company; Seaboard Air Line Railroad Company; Southern Railway Company; The Staten Island Rapid Transit Railway Company; Tennessee Central Railway Company; Toledo, Peoria & Western Railroad; The Virginian Railway Company; Wabash Railroad Company; Western Maryland Railway Company; The Western Railway of Alabama; The Wheeling and Lake Erie Railway Company.

[F. R. Doc. 47-11321; Filed, Dec. 24, 1947; 8: 55 a. m.]

[No. 29886]

OFFICIAL-SOUTHWESTERN DIVISIONS

JOINT RATES BETWEEN OFFICIAL AND SOUTHWESTERN TERRITORIES

At a General Session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 4th day of December A. D. 1947.

Upon consideration of a petition filed by rail carriers in official territory praying for reopening of No. 25390, Abilene & Southern Railway Company et al. v. Akron, Canton & Youngstown Railroad Company et al., and certain related proceedings, and further hearing and argument therein:

It is ordered, That a proceeding of inquiry and investigation be, and it is hereby, instituted for the purpose of determining whether the present divisions of joint rates on classes and all commodities between points in official territory (as defined in "Class Rate Investigation, 1939," 262 I. C. C. 447, 457) and points in southwestern territory (as defined in "Southwestern-Official Divisions," 216 I. C. C. 687, 735, note 5) are unjust, unreasonable, inequitable or unduly preferential or prejudicial as between the carriers parties thereto, and, if so, what will be the just, reasonable, and equitable divisions of the aforesaid joint rates to be received by the several carriers named as respondents in this proceeding as provided in section 15 (6) of the Interstate Commerce Act;

It is further ordered, That the carriers listed in the appendix hereto be, and

they are hereby, made respondents in this proceeding;

It is further ordered, That a copy of this order be served on each of said respondents, and at the same time be posted in the office of the Secretary of the Commission at Washington, D. C., and filed with the Director, Division of Federal Register, Washington, D. C.

And it is further ordered, That this proceeding be assigned for hearing at such time and place as may hereafter be designated.

By the Commission.

[SEAL] W P BARTEL,
Secretary.

APPENDIX

The Akron, Canton & Youngstown Railroad Company; The Alabama Great Southern Railroad Company; The Ann Arbor Railroad Company; The Atchison, Topeka and Santa Fe Railway Company; Atlanta and West Point Railroad Company; Atlantic Coast Line Railroad Company; The Baltimore and Ohio Railroad Company; Bangor and Aroostook Railroad Company; The Beaumont, Sour Lake & Western Railway Company and Guy A. Thompson, Trustee; Bessemer and Lake Erie Railroad Company; Boston and Maine Railroad; Burlington-Rock Island Railroad Company; Cambria and Indiana Railroad Company; Canadian National Railways; Canadian Pacific Railway Company; Central of Georgia Railway Company and M. P. Calloway, Trustee; The Central Railroad Company of New Jersey and Walter P. Gardner, Trustee; Central Vermont Railway, Inc.; The Chesapeake and Ohio Railway Company; Chicago & Eastern Illinois Railroad Company; Chicago & Illinois Midland Railway Company; Chicago and North Western Railway Company; Chicago, Burlington & Quincy Railroad Company; Chicago, Indianapolis and Louisville Railway Company; Chicago, Milwaukee, St. Paul and Pacific Railroad Company; The Chicago, Rock Island and Pacific Railway Company and Joseph B. Fleming and Aaron Colnon, Trustees; The Cincinnati, New Orleans and Texas Pacific Railway Company; The Delaware and Hudson Railroad Corporation; The Delaware, Lackawanna and Western Railroad Company; Detroit and Mackinac Railway Company; The Detroit and Toledo Shore Line Railroad Company; Detroit, Toledo and Ironton Railroad Company; Elgin, Joliet and Eastern Railway Company; Erie Railroad Company; Fort Worth and Denver City Railway Company; Grand Trunk Western Railroad Company; Georgia Railroad, Atlantic Coast Line Railroad Company and Louisville and Nashville Railroad Company, Lessees; Gulf, Mobile and Ohio Railroad Company; Illinois Terminal Railroad Company; Illinois Central Railroad Company; International-Great Northern Railroad Company and Guy A. Thompson, Trustee; Kansas City Southern Railway Company; Kansas, Oklahoma & Gulf Railway Company; The Lehigh and Hudson River Railroad Company; Lehigh and New England Railroad Company; Lehigh Valley Railroad Company; The Long Island Railroad Company; Louisiana & Arkansas Railway Company; Louisville and Nashville Railroad Company; Maine Central Railroad Company; Midland Valley Railroad Company; The Minneapolis & St. Louis Railway Company; Missouri-Illinois Railroad Company; Missouri and Arkansas Railway Company; Missouri-Kansas-Texas Railroad Company; Missouri-Kansas-Texas Railroad Company of Texas; Missouri Pacific Railroad Company and Guy A. Thompson, Trustee; The Monongahela Railway Company; Montour Railroad Company; The Nashville, Chattanooga & St. Louis Railway; New Orleans and Northeastern Railroad Company; New Orleans, Texas & Mexico Railroad Company and Guy A. Thompson,

Trustee; The New York Central Railroad Company; The New York, Chicago and St. Louis Railroad Company; The New York Connecting Railroad Company; The New York, New Haven and Hartford Railroad Company and Howard S. Palmer, James Lee Loomis, and Henry B. Sawyer, Trustees; New York, Ontario and Western Railway Company and Raymond L. Gebhardt and Ferdinand J. Sieghardt, Trustees; New York, Susquehanna and Western Railroad Company and Henry K. Norton, Trustee; Norfolk and Western Railway Company; Norfolk Southern Railway Company; Oklahoma City-Ada-Atoka Railway Company; The Pennsylvania Railroad Company; Pennsylvania-Reading Seashore Lines; The Pittsburgh and Lake Erie Railroad Company; The Pittsburgh and West Virginia Railway Company; The Pittsburgh and Shawmut Railroad Company; Reading Company; Richmond, Fredericksburg and Potomac Railroad Company; Rutland Railroad Company and William E. Navin and Albert A. Cree, Trustees; The St. Louis, Brownsville and Mexico Railway Company and Guy A. Thompson, Trustee; St. Louis-San Francisco Railway Company; St. Louis-San Francisco Railway Company of Texas; St. Louis Southwestern Railway Company; St. Louis Southwestern Railway Company of Texas; San Antonio, Uvalde & Gulf Railroad Company and Guy A. Thompson, Trustee; Seaboard Air Line Railroad Company; Southern Railway Company; The Staten Island Rapid Transit Railway Company; Texas and New Orleans Railroad Company; The Texas and Pacific Railway Company; The Texas Mexican Railway Company; Toledo, Peoria & Western Railroad; The Virginian Railway Company; Wabash Railroad Company; Western Maryland Railway Company; The Western Railway of Alabama; The Wheeling and Lake Erie Railway Company.

[F. R. Doc. 47-11322; Filed, Dec. 24, 1947; 8:55 a. m.]

[S. O. 396, Special Permit 391]

RECONSIGNMENT OF POTATOES AT DETROIT, MICH.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F. R. 15008) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Detroit, Mich., December 17, 1947, by H. H. Zimmerli, of car PFE 51896, potatoes, now on the Grand Trunk to I. Kallish, Philadelphia, Pa. (PRR)

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 17th day of December 1947.

HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 47-11323; Filed, Dec. 24, 1947; 8:55 a. m.]

No. 251—2

[S. O. 396, Special Permit 333]

RECONSIGNMENT OF POTATOES AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F. R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Kansas City, Mo., December 17, 1947, by National Produce Co., of car PFE 60746, potatoes now on the UP to National Produce, Chicago, Ill. (GMO) and PFE 74690, potatoes, now on the UP, to A. M. Macheoa, St. Louis, Mo. (Wab)

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 17th day of December 1947.

HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 47-11324; Filed, Dec. 24, 1947; 8:55 a. m.]

[S. O. 396, Special Permit 333]

RECONSIGNMENT OF CELERY AT PHILADELPHIA, PA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F. R. 15008) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Philadelphia, Pa., December 18, 1947, by D. Goldstein, of car FGEX 33434, celery, to Harrisburg Daily Market, Harrisburg, Pa. (PRR) and SFRD 35997, celery, to Klein Celery Co., Newark, N. J. (PRR)

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American

Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 18th day of December 1947.

HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 47-11325; Filed, Dec. 24, 1947; 8:55 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-1672]

UNITED GAS CORP. ET AL.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Philadelphia, Pennsylvania, on the 18th day of December A. D. 1947.

In the matter of United Gas Corporation, United Oil Pipe Line Company of Louisiana, Inc., United Oil Pipe Line Company of Mississippi and United Oil Pipe Line Company of Texas; File No. 70-1672.

United Gas Corporation ("United") a gas utility subsidiary of Electric Power & Light Corporation, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, having filed an application pursuant to the Public Utility Holding Company Act of 1935, particularly sections 9 (a) and 10 thereof with respect to the following transactions:

On October 30, 1947, United Oil Pipe Line Company ("Pipe Line") a wholly-owned subsidiary of United, was merged into United pursuant to the statutes of the State of Delaware, as authorized by order of this Commission dated June 12, 1947 (Holding Company Act Release No. 7487)

For the purpose of preserving the name "United Oil Pipe Line Company" in the States of Louisiana, Mississippi and Texas where Pipe Line previously had permits to transact business, United proposes to cause to be incorporated three new corporations having the following respective names, States of incorporation, and authorized capital:

Name of company	State of incorporation	Authorized capital stock
United Oil Pipe Line Company of Louisiana, Inc.	Louisiana	10 shares of par value of \$100 per share.
United Oil Pipe Line Company of Mississippi	Mississippi	50 shares of par value of \$100 per share.
United Oil Pipe Line Company of Texas	Texas	10 shares of par value of \$100 per share.

United proposes to acquire all of the authorized capital stocks of said newly proposed corporations and to pay therefor on the basis of the par values of such capital stocks an aggregate cash consideration of \$2,500. The application states that the three new companies do not presently propose to engage in active business.

United states that no State Commissions having jurisdiction to regulate public utility companies have jurisdiction over the proposed transactions and that no other Federal commission has jurisdiction over the proposed transactions.

The application having been filed on November 12, 1947, and notice of said filing having been given in the form and

manner prescribed by Rule U-23 promulgated pursuant to said act and the Commission not having received a request for hearing with respect to said application within the period specified in said notice or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said application that the requirements of the applicable provisions of the act and rules thereunder are satisfied, that no adverse findings are necessary thereunder, and deeming it appropriate that said application be granted and permitted to become effective and also deeming it appropriate to grant the request of applicant that the order become effective at the earliest date possible:

It is ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24 that the said application be, and the same hereby is, granted, effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-11305; Filed, Dec. 24, 1947;
8:45 a. m.]

[File No. 70-1698]

AMERICAN POWER & LIGHT CO. AND KANSAS
GAS AND ELECTRIC CO.

ORDER GRANTING APPLICATION AND PERMIT-
TING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Philadelphia, Pa., on the 18th day of December A. D. 1947.

American Power & Light Company ("American") a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, and American's electric utility subsidiary, Kansas Gas and Electric Company ("Kansas") having filed a joint application-declaration pursuant to the Public Utility Holding Company Act of 1935, particularly sections 6, 7, 9, 10 and 12 thereof and Rule U-45 thereunder, with respect to the following proposed transactions:

American proposes from time to time to lend to Kansas, at an interest rate of 1¾% per annum, sums which at any one time will not exceed \$2,500,000, and Kansas proposes from time to time to borrow from American and/or from banks sums which at any one time will not exceed \$2,500,000. It is proposed that such loans will be made not later than May 31, 1948, and that all of such loans will be repaid at the time Kansas finances its construction expenditures on a long-term basis but in any event not later than September 30, 1948. It is contemplated that such permanent financing will be done by Kansas not later than June 1948.

In the event any borrowings from banks are to be made hereunder, an amendment to the application-declaration will be filed with the Commission stating the names of the bank or banks from which such borrowings are to be

made, the terms thereof, the interest rate, and maturity. It is proposed that such amendment shall become effective within 10 days after filing in the event no action is taken with respect thereto by the Commission within such 10-day period.

Said joint application-declaration having been filed on December 1, 1947, and notice of such filing having been duly given in the manner prescribed by Rule U-23 promulgated pursuant to said Act, and the Commission not having received a request for hearing with respect to said joint application-declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said joint application-declaration that the requirements of the applicable provisions of the act and rules thereunder are satisfied, and that no adverse findings are necessary thereunder, and deeming it appropriate in the public interest and in the interests of investors and consumers that said joint application-declaration be granted and permitted to become effective:

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid joint application-declaration be, and the same hereby is, granted and permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-11306; Filed, Dec. 24, 1947;
8:45 a. m.]

COLUMBIA GAS & ELECTRIC CORP. AND HOME
GAS CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Philadelphia, Pennsylvania, on the 18th day of December 1947.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Columbia Gas & Electric Corporation ("Columbia") a registered holding company, and its subsidiary, Home Gas Company ("Home") Applicants-declarants have designated sections 6, 7, 9 and 10 of the act as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than December 29, 1947 at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said application-declaration proposed to be controverted, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust

Streets, Philadelphia 3, Pennsylvania. At any time after December 29, 1947, said application-declaration, as filed or as amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said application-declaration which is on file in the office of this Commission for a statement of the transaction therein proposed, which is summarized as follows:

Home, all of whose outstanding securities are owned by Columbia, proposes to issue and sell to Columbia \$1,500,000 principal amount of 3¼% installment promissory notes. Such notes are to be unsecured and are to be paid in equal annual installments on August 15 of each of the years 1950 to 1974 inclusive.

It is stated that the proceeds to be obtained through the issue and sale of said notes will be utilized by Home in connection with its construction program. Since all of the funds required by Home for its construction program will not be immediately required, it is proposed that Home issue and sell the 3¼% notes at such time and in such amounts as funds are required, none of such notes, however, will be issued and sold subsequent to June 30, 1948. It is further stated that to supply the cash required by Home in connection with its construction program, Columbia made a non-interest bearing advance of \$300,000 to Home on November 14, 1947 pursuant to Rule U-45 (b) (3) of the rules and regulations promulgated under the act and it is proposed that as soon as necessary orders of regulatory commissions have been received with respect to the proposed transaction, \$300,000 of the proceeds from such 3¼% notes will be used by Home to repay Columbia the amount temporarily advanced.

Home has filed an application with the Public Service Commission of New York with respect to the issue and sale of the 3¼% notes and a copy of the order to be issued by said Commission will be supplied by amendment.

It is requested that the Commission's order granting and permitting the joint application-declaration to become effective be issued as soon as possible and that it shall be effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-11307; Filed, Dec. 24, 1947;
8:45 a. m.]

[File No. 70-1702]

COLUMBIA GAS & ELECTRIC CORP. AND
MANUFACTURERS LIGHT AND HEAT CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Philadelphia, Pennsylvania, on the 18th day of December 1947.

Notice is hereby given that a joint application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Columbia Gas & Electric Corporation ("Columbia") a registered holding company, and its subsidiary, The Manufacturers Light and Heat Company ("Manufacturers") Applicants have designated sections 6 (b) 9 and 10 of the act as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than December 29, 1947, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said application proposed to be controverted, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. At any time after December 29, 1947, said application, as filed or as amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said application which is on file in the office of this Commission for a statement of the transaction therein proposed, which is summarized as follows:

Manufacturers proposes to issue and sell to Columbia \$8,000,000 principal amount of 3¼% installment promissory notes. Such notes are to be paid in equal annual installments on August 15 of each of the years 1950 to 1974 inclusive.

It is stated that the proceeds to be obtained through the issue and sale of said notes will be utilized by Manufacturers in connection with its construction program. Since all of the funds required by Manufacturers for its construction program will not be immediately required, it is proposed that Manufacturers issue and sell the 3¼% notes at such time and in such amount as funds are required, none of such notes, however, will be issued and sold subsequent to June 30, 1948.

The applicant states that the Pennsylvania Public Utility Commission has jurisdiction over the proposed issue and sale of the 3¼% notes and that a copy of the order to be issued by said Commission will be supplied by amendment.

It is requested that the Commission's order granting the joint application be issued as soon as possible and that it shall be effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-11304; Filed, Dec. 24, 1947;
8:45 a. m.]

* [File No. 70-1703]

LONG ISLAND LIGHTING CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Philadelphia, Pennsylvania, on the 18th day of December 1947.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Long Island Lighting Company ("Long Island") a registered holding company. Declarant has designated section 6 (a) and 7 of the act as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than December 31, 1947, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest and the issues of fact or law raised by said declaration which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. At any time after December 31, 1947 said declaration, as filed, or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transaction as provided in Rule U-20 (a) and U-100 thereof.

All interested persons are referred to said declaration which is on file in the offices of this Commission for a statement of the transaction therein proposed, which is summarized as follows:

Long Island proposes not later than January 31, 1948, to issue and sell for cash at principal amount to three commercial banks an aggregate of \$3,000,000 principal amount of promissory notes, each of which will bear interest at the rate of 2% per annum and mature not later than May 1, 1948. The net cash proceeds of the sale of the notes are to be used for construction purposes and for improvement of the company's service.

Declarant states that the transaction is not subject to the jurisdiction of any commission other than this Commission.

Declarant requests that the Commission enter its order so as to permit consummation of the proposed transaction at the earliest date practicable.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-11308; Filed, Dec. 24, 1947;
8:46 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 59, 925; 59 U. S. C. and Supp. App. 1, 616, E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9557, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9723, Oct. 14, 1945, [11 F. R. 11031.

[Vesting Order 16187]

TAKAO SHIOMI

In re: Bank account owned by Takao Shiomi, also known as T. Shiomi and as Fred T. Shiomi. F-39-1637-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9783, and pursuant to law, after investigation, it is hereby found:

1. That Takao Shiomi, also known as T. Shiomi and as Fred T. Shiomi, whose last known address is 258 Kozoto-Mura, Nii-Gun, Ehime-Ken, Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to Takao Shiomi, also known as T. Shiomi and as Fred T. Shiomi, by Sumitomo Bank of Seattle, Room 1210, 1411 Fourth Avenue Building, Seattle 1, Washington, arising out of a savings account, Account Number 9317, entitled T. Shiomi, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 17, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-11237; Filed, Dec. 23, 1947;
8:54 a. m.]

